

PFE/JAB: July 2024
GJ #5

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

UNITED STATES OF AMERICA)
)
)
v.) Case No.
)
)
DEARIS TYRELL WHITTAKER,)
Defendant.)

INDICTMENT

COUNT ONE:
Possession of a Machinegun
18 U.S.C. §§ 922(o)(1) and 924(a)(2)

The Grand Jury charges that:

On or about the 16th day of May 2023, in Jefferson County, within the Northern District of Alabama, the Defendant,

DEARIS TYRELL WHITTAKER,

did knowingly possess a machinegun, that is, a **Glock 9-millimeter pistol** that fires more than one shot automatically by a single function of the trigger, in violation of Title 18, United States Code, Sections 922(o)(1) and 924(a)(2).

NOTICE OF FORFEITURE
18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c)

1. The allegations contained in Count One of this Indictment are hereby re-alleged and incorporated by reference for the purpose of alleging forfeitures pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c).
2. Upon conviction of the offense charged in Count One of this Indictment for violation of 18 U.S.C. § 922(o), the Defendant shall forfeit to the United States of America, pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), all firearms and ammunition involved in or used in the commission of the offense, including, but not limited to, a **Glock 9-millimeter pistol, serial number BBKW255, and any associated magazines and ammunition.**

A TRUE BILL

/s/ electronic signature

FOREPERSON OF THE GRAND JURY

PRIM F. ESCALONA
United States Attorney

/s/ electronic signature

ALAN BATY
Assistant United States Attorney